

Amendment

TOWNSEND and TOWNSEND and CREW LLP
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In re application of GERALD BL

Appln. No. 08/452,227

Filed May 26, 1996

Group Art Unit 3308

For JOINT TREATING METHOD

THE ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

☒ Enclosed is a petition to extend time to respond, in duplicate (1mo/\$55/DA20-1430).

☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☒ Enclosed is a Change of Correspondence Address.

If any extension of time is needed, then this response should be considered a petition therefor.

The filing fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		RATE	ADDIT. FEE
TOTAL	* 12	MINUS	** 24	= 0	0 x11=	\$ 0		x22=	\$
INDEP.	* 5	MINUS	*** 6	= 0	0 x40=	\$ 0		x80=	\$
[] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					0+130=	\$ 0		+260=	\$
					TOTAL	\$ 0	OR	TOTAL	\$
					ADDIT. FEE				

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☒ No fee is due.

Please charge Deposit Account No. 20-1430 as follows:

[] Claims fee

\$ - 0 -

☒ Any additional fees associated with this paper or during the pendency of this application.

NO extra copies of this sheet are enclosed.

Atty. Docket No. 16683-000100

Date December 11, 1996

I hereby certify that this is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D. C. 20231.

Date: December 11, 1996

Spikorn

TOWNSEND and TOWNSEND and CREW LLP

James F. Hann, Reg. No. 29,719
Attorneys for Applicant

MP 330

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box AF, Washington, D.C. 20231, on December 16, 1996.

AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE -
EXAMINING GROUP 3308

PATENT

By gfkova **BOX AF**

Attorney Docket No. 016683-000100



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

GERALD BLATT

Serial No.: 08/452,227

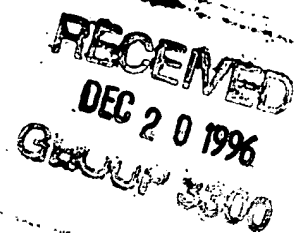
Filed: May 26, 1996

For: JOINT TREATING METHOD

Examiner: R. SHAY

AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE -
EXAMINING GROUP 3308

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Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Final Office Action mailed August 26, 1996, please amend this application as follows:

IN THE SPECIFICATION

On page 10, line 21, after "studies had a" please insert "smooth";

Line 28, after "pure" please insert "non-porous".

IN THE CLAIMS:

Please cancel claims 7 and 21-23 and amend claims 1, 21 and 24 as follows. An appendix including all pending claims is enclosed for convenient reference.

- 1 1. (Twice Amended) A method for treating a joint
- 2 having first and second mating joint surfaces comprising the
- 3 following steps:
- 4 removing at least a portion of the first joint surface
- 5 so to expose a cancellous bone surface
- 6 selecting a non-porous, totally bioresorbable implant;
- 7 placing the bioresorbable implant between and in
- 8 contact with the first and second joint surfaces so the implant

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